

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ECF CASE

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LOCAL 456, INTERNATIONAL BROTHERHOOD
OF TEAMSTERS,

Plaintiff,

—against—

ALL ROCK CRUSHING, INC.,

Defendant.
-----X

:
: 08–Civ.–1894 (SCR)
:

: **NOTICE OF CROSS-**
: **MOTION TO CONFIRM**
: **AND ENFORCE**
: **ARBITRATION AWARD**

PLEASE TAKE NOTICE, that upon the Declaration of Steven H. Kern dated July 25, 2008 and exhibits annexed thereto, the Affidavit of Jane Gordineer sworn on July 18, 2008 and exhibits annexed thereto, the Affidavit of Jeffrey Beck sworn on June 27, 2008 and exhibits annexed thereto, the Affidavit of Andrew Mackle sworn on July 25, 2008, and upon all the papers and proceedings heretofore had herein, the Plaintiff will move this Court at the United States Courthouse, 300 Quarropas Street, White Plains, New York, at a date and time to be designated by the Court, for an Order and Judgment pursuant to Section 301 of the Labor Management Relations Act, 29 U.S.C. § 185 confirming and enforcing the Arbitration Award issued by Arbitrator Panepento; granting judgment for Beck’s back pay and benefits as provided by the said Award; enjoining All Rock to comply with each and every provision of the said Award; awarding plaintiff Union reasonable attorney fees and the costs and disbursements of this action; and granting plaintiff such other, further or different relief as the Court may deem just, proper or equitable.

Dated: Elmsford, New York
July 25, 2008

BARNES, IACCARINO, VIRGINIA,
AMBINDER & SHEPHERD, PLLC
Attorneys for Plaintiff

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